

# Exhibit 2

**MOUND COTTON WOLLAN & GREENGRASS LLP**  
**ATTORNEYS AT LAW**  
**ONE NEW YORK PLAZA**  
**NEW YORK, NY 10004**  
**(212) 804-4200**  
**Fed. ID 13-5339441**

Page	1
Date	04/23/19
003263.0008	BT
Statement #	133262

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

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FOR PROFESSIONAL SERVICES RENDERED in connection with the above-referenced matter from 03/01/19 through 03/31/19 as per attached billing memorandum.

FEE	\$2,415.00
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TOTAL FEE AND DISBURSEMENTS	<u>\$2,415.00</u>
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**Mound, Cotton, Wollan & Greengrass LLP**  
**One New York Plaza**  
**New York NY 10004**  
**Telephone-212/804-4200**  
**FEI#13-5339441**

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Date 04/23/19  
003263.0008 BT  
Statement # 133262

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

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For Professional Services Rendered:

HOURS

03/28/19	BT	Review complaint and subpoena in contant antitrust case	2.00
03/28/19	BT	Confer with Alex Dick of FXCM re strategy going forward on antitrust subpoena.	0.40
03/28/19	BT	Prepare outline of response to subpoena in antitrust case	0.80
03/28/19	BT	Review and analyze complaint and subpoena.	0.30
03/29/19	JST	Review and analysis of subpoena and proposed thoughts of client re same	0.30
03/29/19	BT	Draft/revise affidavit of Alex Dick in support of motion to quash subpoena in SDNY	1.50
03/29/19	BT	Letter to Tracey Cowan, lawyer who issued subpoena, and outline areas of potential compromise.	0.20

Total Services 5.50 \$2,415.00

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Date 04/23/19  
003263.0008 BT  
Statement # 133262

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Barry Temkin	5.20	x	450.00	=	2,340.00
Jodi S Tesser	0.30	x	250.00	=	75.00

TOTAL THIS INVOICE \$2,415.00

**MOUND COTTON WOLLAN & GREENGRASS LLP**  
**ATTORNEYS AT LAW**  
**ONE NEW YORK PLAZA**  
**NEW YORK, NY 10004**  
**(212) 804-4200**  
**Fed. ID 13-5339441**

Page 1

Date 05/14/19  
003263.0008 BT  
Statement # 134040

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

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FOR PROFESSIONAL SERVICES RENDERED in connection with the above-referenced matter from 04/01/19 through 04/30/19 as per attached billing memorandum.

FEE \$22,145.00

TOTAL FEE \$22,145.00

**Mound, Cotton, Wollan & Greengrass**  
**One New York Plaza**  
**New York NY 10004**  
**Telephone-212/804-4200**  
**FEI#13-5339441**

Page 2

Date 05/14/19  
003263.0008 BT  
Statement # 134040

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

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For Professional Services Rendered:

			HOURS
04/01/19	JST	Review and revise draft affidavit of Alex Dick in support of motion to quash subpoena	0.50
04/01/19	JST	Analysis re strategy re handling of subpoena and revisions to budget re same	0.20
04/01/19	JST	Telephone conversation with counsel for plaintiffs re subpoena	0.30
04/01/19	BT	Telephone Tracey Cowan and Joshua Ripley, counsel for plaintiffs, re scope of subpoena and to request extension of time to respond.	0.40
04/01/19	BT	Email to counsel for claimants confirming request for extension of time to respond to subpoena.	0.10
Redacted			
Redacted			

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Date  
003263.0008  
Statement #

05/14/19  
BT  
134040

## HOURS

Redacted

04/01/19 BT Confer with Alex Dick of FXCM re case strategy 0.40

04/03/19 JST Review of email from plaintiffs' counsel in underlying litigation granting extensions of time to respond to subpoena 0.10

Redacted

04/06/19 BT Draft affidavit of Evan Milazzo based on information provided by A. Dick; revise and edit Dick Declaration based on new information 3.00

Redacted

Redacted

04/08/19 BT Telephone Alex Dick re obtaining information re IT response to subpoena, setting up meeting, obtaining org chart for FXCM, response of other RFEDs to subpoena. 0.20

Redacted

04/08/19 BT Draft/revise declarations in support of motion to quash subpoena. 2.00

Redacted

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Date 05/14/19  
003263.0008 BT  
Statement # 134040

## HOURS

Redacted

Redacted

04/11/19 JST Review and revise draft affidavit of Evan Milazzo in support of motion to quash 0.50

Redacted

04/11/19 BT Review and analyze subpoena from plaintiff 0.10

Redacted

Redacted

04/15/19 JST Conference out of office with Alex Dick and Evan Milazzo 2.00

Redacted



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Date  
003263.0008  
Statement #05/14/19  
BT  
134040

## HOURS

Redacted

04/15/19	JST	Review and revise draft Affidavits of Alex Dick and Evan Milazzo in support of motion to quash to address case law prior to meeting with same	0.60
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04/15/19	BT	Meet with Alex Dick and Evan Milazzo at FXCM to discuss response to subpoena	2.00
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04/15/19	BT	Draft/revise Milazzo Declaration to include information learned at client meeting.	0.80
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Redacted

04/16/19	JST	Review and revise Affidavit of Evan Milazzo to include additional information after meeting with Milazzo and Alex Dick	0.30
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Redacted

04/17/19	JST	Review and analysis of FXCM Confidentiality Agreement to determine whether to attach as an exhibit to Declaration of Evan Milazzo in connection with the section on proprietary information	0.40
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04/17/19	BT	Email to plaintiffs' counsel requesting additional extension of time to respond to subpoena in light of approaching holiday.	0.10
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Date  
003263.0008  
Statement #05/14/19  
BT  
134040

## HOURS

04/17/19	BT	Draft/revise objections to plaintiffs' subpoena and affidavits of Evan Milazzo and Alex Dick.	1.80
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Redacted

04/17/19	BT	Revise and finalize Evan Milazzo Declaration, and transmit to Alex Dick at FXCM with explanatory email.	0.80
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04/17/19	BT	Email with Alex Dick of FXCM re accessing prior data produced in a zip drive in prior federal class action, and overlap between that data and the data produced in our case.	0.30
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Redacted

04/18/19	BT	Review client emails re response to subpoena, scope of documents produced in prior case to third party administrator.	0.40
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Redacted

04/18/19	BT	Email to client outlining proposed compromise to offer at meet and confer conference.	0.80
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Redacted

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Date  
003263.0008  
Statement #05/14/19  
BT  
134040

## HOURS

Redacted			
04/22/19	BT	confer/email with Alex Dick re strategy in responding to subpoena.	0.30
04/22/19	BT	Email with plaintiffs' counsel Tracey Cowan re subpoena and re our objections and re FXDD unsuccessful motion to quash its subpoena	0.40
Redacted			
04/22/19	BT	Email with Alex Dick of FXCM re scope of objections to subpoena and whether and when to meet and confer with counsel for plaintiffs re scope and extent of subpoena.	0.40
04/22/19	BT	Email with Tracy Cowan re meet and confer conference for subpoena scope.	0.30
Redacted			
04/23/19	BT	Revise Objections to subpoena and Milazzo Declaration to reflect our agreement to produce records of 250 million trades.	1.50
04/24/19	BT	Email with A. Dick re scope of subpoena and which categories to agree to produce in our objections.	0.30
04/24/19	BT	Email with Evan Milazzo re proposed revisions to his declaration.	0.20
Redacted			
04/25/19	JST	Review of email from plaintiffs' counsel re subpoena and call to discuss same	0.10
04/25/19	JST	Telephone conversation with Evan Milazo re revisions to draft Declaration in connection with motion to quash	0.50

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Date  
003263.0008  
Statement #05/14/19  
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134040

## HOURS

04/25/19	JST	Review and revise Evan Milazzo Declaration pursuant to recommended edits and telephone conversation discussing same	0.40
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04/25/19	JST	Review of edits proposed by Evan Milazzo to his declaration in support of motion to quash	0.30
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04/25/19	BT	Draft/revise Milazzo Declaration to accommodate client revisions and email with clients re same.	0.80
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Redacted			
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04/25/19	BT	Draft/revise Milazzo Declaration and email to client with explanatory email.	0.70
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Redacted			
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04/26/19	JST	Telephone conversation with plaintiffs' counsel re meet and confer concerning subpoena	0.80
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Redacted			
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04/26/19	JST	Review and revise (additional revisions) to Declaration of Evan Milazzo	0.30
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Redacted			
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04/26/19	BT	Meet and confer conference with Josh Ripley and Tracey Cowan, counsel for plaintiffs, re scope of discovery in subpoena	0.80
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Redacted			
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Redacted			
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Date 05/14/19  
 003263.0008 BT  
 Statement # 134040

## HOURS

Redacted			
04/26/19	BT	Write memo to client explaining results of teleconference with claimants' counsel	0.30
04/26/19	BT	Review and outline position for meet and confer conference with claimant's counsel.	0.50
04/29/19	BT	Telephone Josh Ripley, Berger & Montague, counsel for plaintiffs, re documents requested in subpoena, explanation for need for bid and ask quotes, need for exemplar, possible payment of costs for data hosting and storage.	0.30
04/29/19	BT	Draft/revise update report to client on meeting with plaintiffs' counsel	0.30
04/29/19	BT	Email to Josh Ripley, claimants' counsel, re proposed exemplar trading records, and review exemplar; email to counsel for other RFEDs re strategy.	0.30
Redacted			

Total Services 60.90 \$22,145.00

Barry Temkin 34.60 x 450.00 = 15,570.00  
 Jodi S Tesser 26.30 x 250.00 = 6,575.00

TOTAL THIS INVOICE \$22,145.00

**MOUND COTTON WOLLAN & GREENGRASS  
ATTORNEYS AT LAW  
ONE NEW YORK PLAZA  
NEW YORK, NY 10004  
(212) 804-4200  
Fed. ID 13-5339441**

Page 1  
Date 06/24/19  
003263.0008 BT  
Statement # 134652

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

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FOR PROFESSIONAL SERVICES RENDERED in connection with the above-referenced matter from 05/02/19 through 05/31/19 as per attached billing memorandum.

FEE	\$13,765.00
DISBURSEMENTS	\$51.14
TOTAL FEE AND DISBURSEMENTS	<u>\$13,816.14</u>
PREVIOUS OUTSTANDING BALANCE	22,145.00
TOTAL	<u>\$35,961.14</u>
LESS CLIENT COURTESY DISCOUNT	<u>(\$500.00)</u>
TOTAL BALANCE DUE	<u>\$35,461.14</u>

**Mound, Cotton, Wollan & Greengrass**  
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**New York NY 10004**  
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**FEI#13-5339441**

Page 2

Date 06/24/19  
003263.0008 BT  
Statement # 134652

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

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For Professional Services Rendered:

HOURS

Redacted

Redacted

Redacted

05/07/19	BT	Email Alex Dick summary of status of case and transmit copies of key reports and legal documents.	0.40
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Redacted

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Date  
003263.0008  
Statement #06/24/19  
BT  
134652

## HOURS

05/08/19	BT	Email Evan Milazzo of FXCM re plaintiffs' questions; and review Milazzo's prior emails for answers re legend to spreadsheet of exemplars.	0.40
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05/08/19	BT	Review and revise Milazzo Declaration in light of recent developments.	0.40
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05/08/19	BT	Email with Josh Ripley, counsel for plaintiffs, in response to his questions about the exemplar document we produced.	0.40
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Redacted

Redacted

05/09/19	BT	Email with client re producing retail customer trading information.	0.30
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05/09/19	BT	Email with plaintiff's counsel in response to his request for additional information about the trading exemplar we produced.	0.30
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05/09/19	BT	Email Alex Dick re proposed revisions to Milazzo Declaration, make requested revisions and transmit to Milazzo with explanatory email.	0.50
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Redacted



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Date 06/24/19  
 003263.0008 BT  
 Statement # 134652

## HOURS

05/10/19	JST	Telephone conversation with client re additional documents willing to produce in response to Plaintiffs' subpoena	0.50
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Redacted

05/10/19	BT	Confer with CTO Evan Milazzo re response to subpoena, re amount of work necessary to retrieve bid/ask quotes, review exemplar of bid/ask quotes furnished by Milazzo, and email Alex Dick with summary of proposed strategy.	0.50
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05/10/19	BT	Prepare/revise outline of categories of subpoenaed documents and our response to each.	0.30
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05/10/19	BT	Review and analyze email from Evan Milazzo explaining trade process at FXCM and available data to produce in response to subpoena.	0.40
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Redacted

05/14/19	JST	Review and analysis of case law on the Graham Leach Bliley Act, and review of emails to the client re same	0.40
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Date  
003263.0008  
Statement #06/24/19  
BT  
134652

## HOURS

Redacted

05/15/19	JST	Telephone conversation with Plaintiffs' counsel re follow-up meet and confer related to Plaintiffs' subpoena	0.70
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Redacted

05/15/19	BT	Teleconference with counsel for plaintiffs re scope of their subpoena and possible grounds of compromise.	0.70
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05/15/19	BT	Revise and review chart and notes showing documents FXCM has agreed to produce and status of open items in negotiations with claimants' counsel.	0.40
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Redacted

Redacted

05/15/19	BT	Status update report to Alex Dick re our discussions with claimants' counsel and bank counsel.	0.30
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05/15/19	BT	Status update email to Alex Dick and Evan Milazzo	0.30
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05/15/19	BT	Conference with counsel for Claimant and Trade Station	1.00
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Redacted

05/16/19	JST	Analysis and strategy re response to subpoenas	0.20
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Date  
003263.0008  
Statement #06/24/19  
BT  
134652

## HOURS

05/16/19	JST	Preparation of letter to Plaintiffs' counsel re meet and confer concerning Plaintiffs' subpoena	2.10
05/16/19	JST	Email client draft letter to plaintiffs' counsel concerning meet and confer	0.10
05/16/19	BT	Analysis and strategy re response to subpoena	0.20
05/16/19	BT	Email Alex Dick re case strategy	0.10
05/16/19	BT	Draft/revise letter to claimants' counsel confirming meet and confer conference and transmitting exemplar.	0.30
05/20/19	JST	Email with A. Dick draft letter to plaintiffs' counsel re meet and confer	0.10
Redacted			
05/20/19	JST	Telephone conversation with Alex Dick re strategy in connection with subpoenas	0.50
05/20/19	JST	Review of notes from prior meetings/phone calls to determine those requests in plaintiffs' subpoena that Evan stated he did not have in the format requested in preparation for meeting with him and Alex Dick and in anticipation of possible revisions to memo of law and declaration in support of motion to quash in light of earlier strategy call with A. Dick	0.30
Redacted			
05/20/19	JST	Additional revisions to letter to Plaintiffs' counsel re meet and confer	0.20
05/20/19	BT	Telephone client Alex Dick re strategy in responding to subpoena.	0.50
05/20/19	BT	Review docket sheet for antitrust case and parties' joint letter to the court seeking extension of discovery deadline to obtain and review RFED documents	0.30
Redacted			

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Date  
003263.0008  
Statement #06/24/19  
BT  
134652

## HOURS

05/20/19	BT	Draft/revise letter to claimant's counsel re scope of documents in subpoena.	0.50
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05/21/19	JST	Analysis re strategy concerning when to send letter to plaintiffs' counsel concerning meet and confer and exemplar in order to ensure ongoing discussions	0.20
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05/21/19	JST	Review of email from A. Dick approving draft letter to Plaintiffs' counsel re meet and confer concerning subpoena	0.10
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Redacted

05/21/19	BT	Email with Alex Dick of FXCM re timing and strategy.	0.20
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Redacted

05/22/19	JST	Review of email from client agreeing to strategy re timing of sending letter concerning meet and confer	0.10
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05/22/19	BT	Review and analyze docket sheet for FX antitrust case and email client re case status and representations of plaintiffs' counsel re discovery	0.40
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Redacted

05/23/19	JST	Preparation of agenda for meeting with clients concerning subpoenas	0.10
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Redacted



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Date  
003263.0008  
Statement #06/24/19  
BT  
134652

## HOURS

Redacted

05/24/19	JST	Conference out of office with Alex Dick and Evan Milazzo in connection with subpoenas	2.00
05/24/19	BT	Revise draft letter to TT/c; review notes before client meeting.	0.50
05/24/19	BT	Meeting with Evan Milazzo and Alex Dick to determine feasibility of compliance with plaintiffs' subpoena.	2.00
05/28/19	BT	Draft/revise letter to plaintiffs' counsel re documents we are willing to produce.	0.40
05/29/19	JST	Review and revise letter to Plaintiffs' counsel re meet and confer concerning subpoena	0.10
05/29/19	JST	Review of notes of meeting with clients in preparation for editing meet and confer letter	0.20
05/29/19	BT	Review and input Alex Dick's comments to meet and confer letter to plaintiffs' counsel and transmit same by email.	0.50
05/29/19	BT	Draft/revise letter to plaintiffs' counsel re meet and confer	0.50
05/31/19	JST	Preparation of status report concerning meet and confer call with plaintiffs' counsel concerning subpoena	0.60
05/31/19	JST	Conference call with plaintiffs' counsel re meet and confer concerning subpoena	1.10
05/31/19	JST	Review and analysis of case law provided by Plaintiffs in support of their argument that customer information is discoverable from third party under a protective order in preparation for meet and confer with plaintiffs' counsel	0.60

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Date 06/24/19  
 003263.0008 BT  
 Statement # 134652

## HOURS

Redacted

05/31/19	BT	Email with Josh Ripley, counsel for plaintiffs, re production of documents and scale and burden of production	0.20
05/31/19	BT	Review notes and outline in preparation for upcoming teleconference call	0.50
05/31/19	BT	Teleconference with counsel for claimants re response to and narrowing of subpoena.	1.20

Total Services 39.40 \$13,765.00

Rosa C Bloom	1.10	x	100.00	=	110.00
Barry Temkin	20.40	x	450.00	=	9,180.00
Jodi S Tesser	17.90	x	250.00	=	4,475.00

Toll calls 2.74

Reproduction 33.80

Color Copies 14.60

Total Expenses \$51.14

TOTAL THIS INVOICE \$13,816.14

**MOUND COTTON WOLLAN & GREENGRASS LLP**  
**ATTORNEYS AT LAW**  
**ONE NEW YORK PLAZA**  
**NEW YORK, NY 10004**  
**(212) 804-4200**  
**Fed. ID 13-5339441**

Page	1
Date	07/25/19
003263.0008	BT
Statement #	135171

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

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FOR PROFESSIONAL SERVICES RENDERED in connection with the above-referenced matter from 06/03/19 through 06/30/19 as per attached billing memorandum.

FEE	\$9,485.00
TOTAL FEE AND DISBURSEMENTS	<u>\$9,485.00</u>

**Wire transfer instructions:**

Bank: Citibank Private Bank - ABA# (for domestic wires): 021000089 - Swift Code (for international wires): CitiUS33  
Account Number: 4993903711 - Account Name: Mound Cotton Wollan & Greengrass Receivable Account  
Please reference our statement number with your remittance.

**Mound, Cotton, Wollan & Greengrass LLP**  
**One New York Plaza**  
**New York NY 10004**  
**Telephone-212/804-4200**  
**FEI#13-5339441**

Page 2

Date 07/25/19  
003263.0008 BT  
Statement # 135171

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

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For Professional Services Rendered:

HOURS

06/03/19	JST	Revise chart of Plaintiffs' subpoena requests based upon 5/31 meet and confer	0.20
06/03/19	BT	Review and analyze plaintiff's motion for approval of Citigroup settlement, as forwarded to us by TT/c Josh Ripley.	0.30
06/03/19	BT	Review notes from meet and confer and email client re results of meet and confer and suggestions for compromise.	0.40
06/03/19	BT	Review and analyze confidentiality stipulation and order and transmit to client with explanatory email	0.50

Redacted

06/04/19	BT	Telephone Alex Dick re negotiation strategy with plaintiffs and with defendants.	0.40
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Date  
003263.0008  
Statement #07/25/19  
BT  
135171

## HOURS

06/04/19	BT	Email with plaintiffs' counsel re rescheduling teleconference for meet and confer conference	0.10
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06/04/19	BT	Email with claimants' counsel re rescheduling teleconference	0.20
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Redacted

06/07/19	JST	E-mails with plaintiffs' counsel re meet and confer concerning plaintiffs' subpoena	0.10
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Redacted

06/10/19	JST	Emails with plaintiffs' counsel re meet and confer concerning plaintiffs' subpoena	0.10
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Redacted

06/10/19	JST	Review and revise draft letter to plaintiffs' counsel re documents FXCM is willing to produce in response to subpoena	0.10
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06/10/19	BT	Analysis and strategy re law regarding responsibility of party issuing subpoena to pay responding party's reasonable costs and expenses	0.50
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Redacted

06/10/19	BT	Email to client explaining case status and transmitting proposed draft letter.	0.20
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06/10/19	BT	Telephone Alex Dick re our strategy in response to subpoena, re obtaining information re Gain Capital's strategy, re responding with declarations vs. documents.	0.50
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06/10/19	BT	Draft letter to plaintiff's counsel confirming last meet and confer session and explaining docs we are willing to produce.	1.00
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Date  
003263.0008  
Statement #07/25/19  
BT  
135171

## HOURS

06/11/19	BT	Email with counsel for plaintiffs re prep for our meet and confer session	0.10
Redacted			
06/11/19	BT	Email with client re strategy in negotiating with plaintiffs.	0.20
Redacted			
06/12/19	JST	Meet and confer with Plaintiffs' counsel regarding subpoena	0.80
06/12/19	JST	Review and revise draft letter to plaintiffs' counsel re meet and confer concerning subpoena	0.20
Redacted			
06/12/19	BT	Follow up call with claimant's counsel re subpoena response.	0.30
06/12/19	BT	Telephone with Josh Ripley and Tracey Cowan, counsel for plaintiffs, to negotiate terms of response to subpoena	0.80
06/12/19	BT	Draft/revise letter to plaintiffs' counsel concerning response to subpoena and our agreement limiting scope of subpoena	0.50
06/12/19	BT	Email to client transmitting draft confirmatory letter and setting forth dates for estimating costs and for draft E. Milazzo declaration.	0.30
06/13/19	BT	Email Alex Dick re response to plaintiffs' timeline and request for costs from Evan Milazzo.	0.30

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Date 07/25/19  
 003263.0008 BT  
 Statement # 135171

## HOURS

06/13/19	BT	Review Alex Dick email with his comments and thoughts on fee-splitting, timing of declaration and related issues, and revise my confirmatory letter to plaintiffs' counsel to reflect same.	1.00
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Redacted

06/18/19	BT	Memo to client outlining categories of documents it agreed to produce in response to subpoena.	0.30
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Redacted

06/20/19	BT	Discuss case with A. Dick; analyze strategy in responding to subpoena and in sharing our status/letter with RFEDs and defendants; also consider burden and expense in complying with subpoena.	0.50
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06/20/19	BT	Review draft Milazzo declaration and email with A. Dick re describing FXCM business model.	0.20
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Date  
003263.0008  
Statement #07/25/19  
BT  
135171

## HOURS

Redacted

06/21/19	BT	Review draft declaration from Evan Milazzo regarding pricing and algos, and email Alex Dick with my questions regarding same.	1.00
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06/24/19	JST	Analysis re strategy for upcoming meet and confer with Plaintiffs' counsel re subpoena	0.20
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06/24/19	BT	Email to client requesting additional information about pricing for retrieving and producing information in response to subpoena.	0.50
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06/25/19	JST	Email with plaintiffs' counsel re meet and confer	0.10
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Redacted

06/25/19	JST	Telephone conversation with plaintiffs' counsel re meet and confer related to cost estimate to comply with subpoena	0.40
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06/25/19	BT	Review prior emails from plaintiffs counsel and calculate attorneys' fees in preparation for upcoming meet and confer conference.	0.40
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06/25/19	BT	Review Evan Milazzo Declaration and adapt it for production to plaintiffs	1.50
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06/25/19	BT	Follow up email to client re our call with TT/c and our negotiating strategy	0.20
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Redacted

06/25/19	BT	Telephone call Tracey Cowan and Josh Ripley, counsel for plaintiffs, re costs and fees for producing documents.	0.40
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06/25/19	JJK	Research regarding whether recipient of third-party subpoena can recover attorney's fees and costs	1.40
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Page 7

Date 07/25/19  
 003263.0008 BT  
 Statement # 135171

## HOURS

Redacted			
06/26/19	BT	Email to plaintiffs' counsel transmitting Evan Milazzo declaration in draft, requesting Highly Confidential/Attorneys Eye Only treatment, and suggesting that it be accepted in lieu of deposition.	0.10
06/26/19	BT	Email with Alex Dick re revised Milazzo Declaration and make minor revisions suggested by client.	0.20
06/26/19	JJK	Research regarding recovery of costs and attorney's fees for non-party recipient of subpoena	1.40
06/27/19	BT	Review and analyze our entitlement to attorneys' fees as subpoenaed party.	0.30
06/27/19	BT	Email with client and with plaintiff's counsel re availability of attorneys' fees in complying with subpoena, with or without a motion.	0.20
06/27/19	BT	Research re attorneys fees	0.80
06/27/19	JJK	Research regarding recovery of costs and fees incurred by non-party subpoena recipient	3.40
Redacted			
06/28/19	BT	telephone plaintiffs' counsel re cost and fee sharing.	0.50
Total Services			<u>27.90</u>
			<u>\$9,485.00</u>
Justin J Kim	6.20	x 100.00 =	620.00
Barry Temkin	17.20	x 450.00 =	7,740.00
Jodi S Tesser	4.50	x 250.00 =	1,125.00
TOTAL THIS INVOICE			<u>\$9,485.00</u>

**MOUND COTTON WOLLAN & GREENGRASS**  
**ATTORNEYS AT LAW**  
**ONE NEW YORK PLAZA**  
**NEW YORK, NY 10004**  
**(212) 804-4200**  
**Fed. ID 13-5339441**

Page 1  
Date 08/20/19  
003263.0008 BT  
Statement # 136053

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

---

FOR PROFESSIONAL SERVICES RENDERED in connection with the above-referenced matter from 07/01/19 through 07/31/19 as per attached billing memorandum.

FEE	\$2,115.00
DISBURSEMENTS	\$48.60
TOTAL FEE AND DISBURSEMENTS	<u>\$2,163.60</u>
PREVIOUS OUTSTANDING BALANCE	9,485.00
TOTAL BALANCE DUE	<u>\$11,648.60</u>

**Mound, Cotton, Wollan & Greengrass**  
**One New York Plaza**  
**New York NY 10004**  
**Telephone-212/804-4200**  
**FEI#13-5339441**

Page 2

Date 08/20/19  
003263.0008 BT  
Statement # 136053

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

---

For Professional Services Rendered:

HOURS

07/01/19	BT	Review law regarding fee-splitting of attorneys' fees and payment of legal fees.	0.50
07/01/19	BT	Draft letter to Judge Schoefeld requesting conference to discuss payment of FXCM's costs and fees, including attorneys' fees, in connection with production of documents.	1.00
Redacted			
07/01/19	BT	Draft letter to plaintiffs counsel transmitting Milazzo Declaration and requesting them to reconsider their objections to paying FXCM's attorneys' fees.	1.00
07/02/19	BT	Email to plaintiffs' counsel transmitting draft Milazzo Declaration and requesting payment of our attorneys' fees.	0.30

Redacted

Page 3

Date 08/20/19  
 003263.0008 BT  
 Statement # 136053

## HOURS

Redacted

07/09/19	JST	Preparation for call with plaintiff's counsel; strategy re obtaining costs and attorneys fees	0.30
07/09/19	JST	Telephone conversation with plaintiff's counsel re compliance with plaintiffs' subpoena and cost-sharing issues	0.30
07/09/19	BT	Telephone Alex Dick of FXCM re strategy on fee splitting and attorneys' fees.	0.10
07/09/19	BT	Telephone call with Josh Ripley counsel for plaintiffs re resolving discovery dispute and amount of costs and fees sought by FXCM.	0.30

Redacted

Total Services 5.50 \$2,115.00



Page 4

Date 08/20/19  
003263.0008 BT  
Statement # 136053

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Barry Temkin	3.70	x	450.00	=	1,665.00
Jodi S Tesser	1.80	x	250.00	=	450.00

Reproduction	43.60
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Color Copies	5.00
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Total Expenses	<u>\$48.60</u>
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TOTAL THIS INVOICE	<u>\$2,163.60</u>
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**MOUND COTTON WOLLAN & GREENGRASS**  
**ATTORNEYS AT LAW**  
**ONE NEW YORK PLAZA**  
**NEW YORK, NY 10004**  
**(212) 804-4200**  
**Fed. ID 13-5339441**

Page 1

Date 09/18/19  
003263.0008 BT  
Statement # 136583

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

---

FOR PROFESSIONAL SERVICES RENDERED in connection with the above-referenced matter from 04/17/19 through 08/31/19 as per attached billing memorandum.

FEE	\$980.00
TOTAL FEE AND DISBURSEMENTS	<u>\$980.00</u>
PREVIOUS OUTSTANDING BALANCE	2,163.60
TOTAL BALANCE DUE	<u>\$3,143.60</u>

**Mound, Cotton, Wollan & Greengrass**  
**One New York Plaza**  
**New York NY 10004**  
**Telephone-212/804-4200**  
**FEI#13-5339441**

Page 2

Date 09/18/19  
003263.0008 BT  
Statement # 136583

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

---

For Professional Services Rendered:

HOURS

08/08/19	BT	Email with counsel for plaintiffs re case status and their offer of compensation to defray expenses of production and fees.	0.10
08/19/19	BT	Email with plaintiffs' counsel re terms of agreement for scope of production and re costs of deposition.	0.20

Redacted

Page 3

Date 09/18/19  
 003263.0008 BT  
 Statement # 136583

## HOURS

Redacted

08/22/19	BT	Review file to see timing of production of Declaration and letter to plaintiffs' counsel	0.10
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Redacted

Total Services	<u>2.40</u>	<u>\$980.00</u>
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Barry Temkin	1.90	x	450.00	=	855.00
Jodi S Tesser	0.50	x	250.00	=	125.00

TOTAL THIS INVOICE	<u>\$980.00</u>
--------------------	-----------------

**MOUND COTTON WOLLAN & GREENGRASS LLP**  
**ATTORNEYS AT LAW**  
**ONE NEW YORK PLAZA**  
**NEW YORK, NY 10004**  
**(212) 804-4200**  
**Fed. ID 13-5339441**

Page 1

Date 11/15/19  
003263.0008 BT  
Statement # 137989

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

---

FOR PROFESSIONAL SERVICES RENDERED in connection with the above-referenced matter from 09/03/19 through 10/31/19 as per attached billing memorandum.

FEE	\$4,800.00
TOTAL FEE AND DISBURSEMENTS	<u>\$4,800.00</u>
PREVIOUS OUTSTANDING BALANCE	980.00
TOTAL BALANCE DUE	<u>\$5,780.00</u>

**Mound, Cotton, Wollan & Greengrass LLP**  
**One New York Plaza**  
**New York NY 10004**  
**Telephone-212/804-4200**  
**FEI#13-5339441**

Page 2

Date 11/15/19  
003263.0008 BT  
Statement # 137989

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

---

For Professional Services Rendered:

HOURS

Redacted

Page 3

Date 11/15/19  
003263.0008 BT  
Statement # 137989

## HOURS

10/01/19	BT	Review and analyze email from Josh Ripley, plaintiffs' counsel re negotiating scope of subpoena and payment of FXCM's fees, forward to client with explanatory email; draft response to plaintiffs and send to client for approval, revise letter to judge requesting conference and seeking to reconcile two subpoenas, one from plaintiffs and one from defendants.	1.80
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10/01/19	BT	Revised email to plaintiff's counsel incorporating client's proposed revisions.	0.40
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Redacted

10/04/19	JST	Analysis re manner in which to handle plaintiffs and defendants subpoenas; whether to file letter with Judge or whether to continue negotiations; whether to ask for additional reimbursement for production costs and insist on attorneys' fees	0.20
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Redacted

10/04/19	BT	Confer with Alex Dick re case status and strategy.	0.20
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Redacted

10/10/19	BT	Review and respond to email from plaintiff's counsel Josh Ripley	0.80
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10/10/19	BT	Follow up email to Josh Ripley, counsel for plaintiffs, incorporating client's proposed revisions.	0.20
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Page

4

Date  
003263.0008  
Statement #11/15/19  
BT  
137989

## HOURS

10/12/19	BT	Email with plaintiffs' counsel Josh Ripley re his request for additional information about our declaration and cost allocation	0.30
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Redacted

10/16/19	JST	Review and revise draft letter to court re plaintiffs' subpoena and requesting conference to discuss fees/costs issue	0.20
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10/16/19	JST	Telephone conversation with Alex Dick to discuss strategy in connection with plaintiffs' subpoena	0.50
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Redacted

10/16/19	BT	Telephone Alex Dick, FXCM, re strategy in responding to subpoenas	0.50
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10/16/19	BT	Draft/revise letter to court re subpoenas and email to client.	0.40
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Redacted

10/18/19	BT	Telephone Alex Dick re strategy in responding to subpoena	0.30
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10/18/19	BT	Draft/revise email to Josh Ripley, plaintiff's counsel, re cost sharing and re our position on subpoena.	0.30
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10/18/19	BT	Email to plaintiff's counsel re proposed fee-sharing arrangement.	0.30
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Page 5

Date 11/15/19  
 003263.0008 BT  
 Statement # 137989

## HOURS

Date	Initials	Description	Hours
10/18/19	BT	Review Milazzo declaration and other documents in preparation for response to plaintiffs.	0.30

Redacted

Total Services	<u>12.40</u>	<u>\$4,800.00</u>
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Barry Temkin	8.50	x	450.00	=	3,825.00
Jodi S Tesser	3.90	x	250.00	=	975.00

TOTAL THIS INVOICE	<u>\$4,800.00</u>
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**MOUND COTTON WOLLAN & GREENGRASS LLP**  
**ATTORNEYS AT LAW**  
**ONE NEW YORK PLAZA**  
**NEW YORK, NY 10004**  
**(212) 804-4200**  
**Fed. ID 13-5339441**

Page	1
Date	12/20/19
003263.0008	BT
Statement #	138543

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

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FOR PROFESSIONAL SERVICES RENDERED in connection with the above-referenced matter from 11/01/19 through 11/30/19 as per attached billing memorandum.

FEE	\$5,575.00
TOTAL FEE AND DISBURSEMENTS	<u>\$5,575.00</u>
TOTAL BALANCE DUE	<u>\$5,575.00</u>

**Mound, Cotton, Wollan & Greengrass LLP**  
**One New York Plaza**  
**New York NY 10004**  
**Telephone-212/804-4200**  
**FEI#13-5339441**

Page 2

Date 12/20/19  
003263.0008 BT  
Statement # 138543

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

For Professional Services Rendered:

HOURS

Redacted

11/04/19	JST	Review of email from Plaintiffs' counsel re discussions with defense counsel concerning cost sharing and analysis re same	0.10
11/05/19	BT	Email with plaintiffs' counsel re their inability to work with defense counsel to decide on cost-sharing with FXCM and email with client re same.	0.20
11/07/19	AJS	Legal research into Judge Lorna G Schofield decisions and Rule 45 subpoenas	1.10

Redacted

Redacted

Page 3

Date 12/20/19  
003263.0008 BT  
Statement # 138543

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HOURS

Redacted

11/13/19 BT Email with Alex Dick re strategy in responding to subpoenas. 0.20

Redacted

Redacted

Redacted

Page

4

Date  
003263.0008  
Statement #

12/20/19  
BT  
138543

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HOURS

Redacted

Redacted

Redacted

Redacted

Redacted

Redacted

Page 5

Date 12/20/19  
 003263.0008 BT  
 Statement # 138543

## HOURS

11/25/19

Redacted

Total Services 18.30 \$5,575.00

Arie J Smith	1.10	x	250.00	=	275.00
Barry Temkin	5.00	x	450.00	=	2,250.00
Jodi S Tesser	12.20	x	250.00	=	3,050.00

TOTAL THIS INVOICE \$5,575.00



**MOUND COTTON WOLLAN & GREENGRASS**  
**ATTORNEYS AT LAW**  
**ONE NEW YORK PLAZA**  
**NEW YORK, NY 10004**  
**(212) 804-4200**  
**Fed. ID 13-5339441**

Page	1
Date	01/21/20
003263.0008	BT
Statement #	139205

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005  
[adick@fxcm.com](mailto:adick@fxcm.com)

Re: Contant v. Bank of America

---

FOR PROFESSIONAL SERVICES RENDERED in connection with the above-referenced matter from 12/06/19 through 12/31/19 as per attached billing memorandum.

FEE	\$7,465.00
DISBURSEMENTS	\$14.60
TOTAL FEE AND DISBURSEMENTS	<u>\$7,479.60</u>
<b><u>TOTAL BALANCE DUE</u></b>	<b><u>\$7,479.60</u></b>

**Wire transfer instructions:**

Bank: Citibank Private Bank - ABA# (for domestic wires): 021000089 - Swift Code (for international wires): CitiUS33  
Account Number: 4993903711 - Account Name: Mound Cotton Wollan & Greengrass Receivable Account  
Please reference our statement number and matter name with your remittance.

**Mound, Cotton, Wollan & Greengrass LLP**  
**One New York Plaza, 44<sup>th</sup> Floor**  
**New York NY 10004**  
**Telephone-212/804-4200**  
**FEI#13-5339441**

Page 2

Date 01/21/20  
003263.0008 BT  
Statement # 139205

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005

Re: Contant v. Bank of America

---

For Professional Services Rendered:

HOURS

Redacted

Redacted

Page 3

Date 01/21/20  
003263.0008 BT  
Statement # 139205

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HOURS

12

Redacted

Redacted

Redacted

Redacted

Redacted

Redacted

Page 4

Date 01/21/20  
 003263.0008 BT  
 Statement # 139205

## HOURS

Redacted			
Redacted			
12/16/19	JST	Review of email from Alex Dick re burden and cost of producing trading information for all liquidity providers	0.10
Redacted			
Redacted			
12/16/19	JST	Telephone conversation with client re status of call with Magistrate Judge re compliance with subpoena	0.50
Redacted			
12/16/19	JST	Review of notes in preparation for call with Magistrate judge re compliance with subpoenas	0.50
12/16/19	BT	Email with counsel for plaintiffs re setting up meet and confer conferences, and coordinate with JST re same.	0.20
12/16/19	BT	Teleconference with Magistrate Judge Stewart Aaron regarding scope of subpoena production and allocation of costs and expenses.	1.10

Page 5

Date 01/21/20  
 003263.0008 BT  
 Statement # 139205

## HOURS

12/16/19	BT	Review case law on cost allocation and prepare outline of arguments to make at upcoming teleconference with USMJ Aaron.	1.50
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12/16/19	BT	Telephone client Alex Dick re upshot of court's rulings and strategy going forward	0.50
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12/16/19	BT	Review USMJ's order and forward to client with explanatory email.	0.20
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12/16/19	BT	Review and compare scope of defendants' subpoena with plaintiffs' subpoena to ascertain areas of overlap.	0.50
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12/17/19	JST	Review of emails from counsel for plaintiffs and defendants re timing for meet and confer pursuant to the Judge's Order, and email with both sides re same	0.20
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12/17/19	JST	Email with Alex Dick requesting complete list of fields for transactional data	0.10
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Redacted

Redacted

12/19/19	JST	Telephone conversation with plaintiffs' counsel re compliance with subpoenas	0.30
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Redacted

12/20/19	JST	Preparation of email to client re message from plaintiffs' counsel that parties are meeting and conferring and that we should hold off doing anything until we speak in the New Year	0.10
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Total Services 23.70 \$7,465.00

Page 6

Date	01/21/20
003263.0008	BT
Statement #	139205

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Barry Temkin	7.70	x	450.00	=	3,465.00
Jodi S Tesser	16.00	x	250.00	=	4,000.00

Reproduction	14.60
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Total Expenses	<u>\$14.60</u>
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TOTAL THIS INVOICE	<u>\$7,479.60</u>
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**MOUND COTTON WOLLAN & GREENGRASS**  
**ATTORNEYS AT LAW**  
**ONE NEW YORK PLAZA**  
**NEW YORK, NY 10004**  
**(212) 804-4200**  
**Fed. ID 13-5339441**

Page 1

Date 02/19/20  
003263.0008 BT  
Statement # 139823

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005  
[adick@fxcm.com](mailto:adick@fxcm.com)

Re: Contant v. Bank of America

---

FOR PROFESSIONAL SERVICES RENDERED in connection with the above-referenced matter from 01/03/20 through 01/31/20 as per attached billing memorandum.

FEE	\$2,135.00
DISBURSEMENTS	\$19.60
TOTAL FEE AND DISBURSEMENTS	\$2,154.60
<b>TOTAL BALANCE DUE</b>	<b><u>\$2,154.60</u></b>

**Wire transfer instructions:**

Bank: Citibank Private Bank - ABA# (for domestic wires): 021000089 - Swift Code (for international wires): CitiUS33  
Account Number: 4993903711 - Account Name: Mound Cotton Wollan & Greengrass Receivable Account

**Please reference our statement number and matter name with your remittance.**

**Mound, Cotton, Wollan & Greengrass LLP**  
**One New York Plaza, 44<sup>th</sup> Floor**  
**New York NY 10004**  
**Telephone-212/804-4200**  
**FEI#13-5339441**

Page 2

Date 02/19/20  
003263.0008 BT  
Statement # 139823

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005  
[adick@fxcm.com](mailto:adick@fxcm.com)

Re: Contant v. Bank of America

---

For Professional Services Rendered:

HOURS

01/03/20	JST	Email update to client re cancellation of meet and confer concerning subpoenas	0.20
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01/03/20	JST	Telephone conversation with counsel for plaintiffs re meet and confer concerning subpoenas	0.20
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01/03/20	JST	Preparation of letter to all counsel confirming conversation of today re taking meet and confer off calendar because counsel still discussing subpoenas	0.20
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Redacted

01/07/20	JST	Email with counsel re status of scheduling meet and confer call in accordance with Judge's Order	0.10
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01/07/20	JST	Review of email from plaintiffs' counsel re meet and confer to discuss compliance with subpoenas	0.10
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01/08/20	JST	Emails with counsel re meet and confer concerning compliance with subpoenas	0.10
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Page 3

Date 02/19/20

003263.0008 BT

Statement # 139823

## HOURS

01/09/20	JST	Emails with counsel for plaintiffs and defendants re meet and confer concerning compliance with subpoenas	0.20
01/09/20	JST	Telephone conversation with plaintiffs' counsel re meet and confer concerning compliance with subpoenas	0.30
01/09/20	JST	Review of email from Plaintiffs' counsel re proposing push back meet and confer a week and willingness to request extension of time to submit joint letter to Court	0.10
01/10/20	JST	Preparation of email to all counsel re strategy concerning requesting an extension from the Court to file joint letter re subpoenas to FXCM	0.10
01/10/20	BT	Analysis and strategy re plaintiff's request to defer meet and confer pending its meet and confer conference with defendants' counsel.	0.20
01/13/20	JST	E-mails with counsel re sending letter to Court requesting an extension of time to submit joint letter re compliance with subpoenas	0.20
01/13/20	JST	Review and revise proposed joint letter to Judge requesting extension to file joint letter re compliance with subpoenas	0.30
01/13/20	JST	Review of additional changes to joint letter made by plaintiffs' counsel and email approval and signature block	0.20
01/13/20	JST	Emails with parties re proposed changes to joint letter requesting extension to file letter re compliance with subpoenas	0.10
01/13/20	BT	Status update to client A. Dick.	0.20
01/13/20	BT	Analysis and strategy re plaintiff's request to extend meet and confer date.	0.20
01/14/20	JST	Emails with parties re status of letter seeking extension of time to file joint letter concerning subpoenas and review of decision to grant extension	0.10



Page 4

Date 02/19/20  
 003263.0008 BT  
 Statement # 139823

## HOURS

01/17/20	JST	Emails with plaintiffs' counsel re follow-up meet and confer	0.10
01/22/20	JST	E-mails with plaintiffs' counsel re upcoming meet and confer	0.10
01/22/20	JST	Email with plaintiffs' counsel re information needed from FXCM in order to notice class and allocate settlement	0.10
01/22/20	JST	Review and analysis of information requested from FXCM by plaintiffs' counsel in connection with notice/allocation issues, and review subpoena and prior agreement with plaintiffs to ensure that we previously agreed to produce this information	0.30
01/22/20	JST	Telephone conversation with plaintiffs' counsel re compliance with subpoena and settlement of underlying case	0.30
01/22/20	JST	Email with plaintiffs' counsel re information/documents needed to notify class of settlement and whether parties intend to reimburse FXCM for costs to date	0.20
01/22/20	BT	Review and analyze plaintiff's revised request for documents to notify class members.	0.20
01/24/20	JST	Email with plaintiffs' counsel re meet and confer to discuss additional items related to production of documents in connection with settlement	0.10
01/24/20	JST	Telephone conversation with counsel for FXCM re strategy in connection with producing documents in response to plaintiffs' revised requests in light of settlement of underlying case	0.60
01/24/20	BT	Telephone Alex Dick re status and strategy in responding to subpoena and requesting legal fees in response to settlement.	0.60
01/27/20	JST	Email status re call with plaintiffs' counsel concerning production of limited documents related to settlement and payment of costs and fees in connection with same	0.20

Page 5

Date 02/19/20  
 003263.0008 BT  
 Statement # 139823

## HOURS

01/27/20	JST	Emails with plaintiffs' counsel re call to discuss production of documents in light of impending settlement	0.10
01/27/20	JST	Telephone conversation with plaintiff's counsel re production of documents, identifying other entities making productions, and the reimbursement of attorneys' fees and costs	0.40
01/31/20	JST	Analysis re next steps in attempting to recoup attorneys' fees from parties	0.20
01/31/20	JST	E-mail from Alex Dick re cost of producing documents and recoupment of attorneys' fees	0.10
01/31/20	BT	Analysis and outline strategy re seeking to recoup legal fees.	0.20

Total Services 7.10 \$2,135.00

Barry Temkin	1.80	x	450.00	=	810.00
Jodi S Tesser	5.30	x	250.00	=	1,325.00

Reproduction 19.60

Total Expenses \$19.60

TOTAL THIS INVOICE \$2,154.60

**MOUND COTTON WOLLAN & GREENGRASS LLP**  
**ATTORNEYS AT LAW**  
**ONE NEW YORK PLAZA**  
**NEW YORK, NY 10004**  
**(212) 804-4200**  
**Fed. ID 13-5339441**

Page 1  
Date 03/11/20  
003263.0008 BT  
Statement # 140273

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005  
[adick@fxcm.com](mailto:adick@fxcm.com)

Re: Contant v. Bank of America

---

FOR PROFESSIONAL SERVICES RENDERED in connection with the above-referenced matter from 02/03/20 through 02/29/20 as per attached billing memorandum.

FEE \$5,145.00

TOTAL FEE AND DISBURSEMENTS \$5,145.00

**Wire transfer instructions:**

Bank: Citibank Private Bank - ABA# (for domestic wires): 021000089 - Swift Code (for international wires): CitiUS33  
Account Number: 4993903711 - Account Name: Mound Cotton Wollan & Greengrass Receivable Account

**Please reference our statement number with your remittance.**



**Mound, Cotton, Wollan & Greengrass LLP**  
**One New York Plaza, 44<sup>th</sup> Floor**  
**New York NY 10004**  
**Telephone-212/804-4200**  
**FEI#13-5339441**

Page 2  
 Date 03/11/20  
 003263.0008 BT  
 Statement # 140273

Alex Dick  
 Senior Associate Counsel  
 Forex Capital Markets  
 55 Water Street  
 New York, NY 10005  
[adick@fxcm.com](mailto:adick@fxcm.com)

Re: Contant v. Bank of America

For Professional Services Rendered:

HOURS



02/03/20	JST	Review and analysis of bills generated from inception and analyze those line items relevant to compliance with plaintiffs subpoena and calculation of total attorneys' fees incurred in connection with complying with the subpoena; preparation of memo re same; recalculate legal fees to include costs of motion to quash and responding to motion to compel	2.60
02/03/20	BT	Analysis and strategy re allocation of attorneys' fees and strategy for seeking recoupment of fees from parties.	0.30

Page

3

Date  
003263.0008  
Statement #03/11/20  
BT  
140273

## HOURS

02/04/20	JST	Preparation of joint letter to court in response to Order from Judge advising the parties have agreed to the scope of FXCM's production and are continuing to meet and confer concerning reimbursement of attorneys' fees and costs	1.50
02/04/20	JST	Telephone conversation with parties re reimbursement of costs and fees and production of narrowed scope of documents	0.40
02/04/20	JST	Analysis re strategy as to whether we want to file a joint motion with the Court to keep apprised of negotiations	0.20
02/04/20	JST	Emails with counsel re joint letter to court	0.10
02/04/20	BT	Review and analyze email from claimant's counsel re scope of subpoena.	0.20
02/04/20	BT	Teleconference call with counsel for plaintiffs and defendants to discuss adjourning time for reporting back to the court on the scope of subpoena compliance, re defining scope of compliance, and re compensation of legal fees.	0.40
02/04/20	BT	Analysis and strategy re notifying court re case status and working out attorney's fees in responding to subpoenas.	0.40
02/05/20	JST	Review of proposed changes from parties to joint letter concerning attorneys' fees and costs	0.30
02/05/20	JST	Emails with counsel re changes to joint letter to court regarding reimbursement of FXCM's fees and costs	0.20
02/05/20	JST	Emails with counsel re narrowed scope of subpoena and confirming understanding as to which documents plaintiffs want FXCM to produce	0.10
02/05/20	BT	Review and analyze joint letter seeking extension of time to meet and confer re subpoena.	0.20
02/05/20	BT	Review and analyze email from plaintiffs' counsel re scope of subpoena, and revisions to the letter.	0.30

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Date  
003263.0008  
Statement #03/11/20  
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## HOURS

02/06/20	JST	Review of order by court granting four week extension to report on issue concerning reimbursement of fees and costs in connection with complying with subpoenas	0.10
02/10/20	JST	Review of letter from plaintiffs' counsel re narrowed scope of production of documents in response to subpoena	0.10
02/10/20	JST	E-mails with plaintiffs' counsel requesting a letter identifying narrowed categories of documents requested from FXCM and stating that production of these documents satisfies the subpoena	0.20
02/11/20	JST	Email status to A. Dick re plaintiffs' letter discussing narrowed scope of production and the attorneys' fees we will be seeking from the parties	0.20
02/12/20	JST	Review and analysis of email from plaintiffs' counsel re narrowed scope of subpoena	0.20
02/12/20	JST	Analyze how respond to email from plaintiffs' counsel re compliance with narrowed scope of subpoena	0.30
02/12/20	BT	Review Michael Dell'Angelo's Feb. 10 letter proposing revised scope of subpoena and email client re same. Review and attach subpoena. Email Dell'Angelo to request narrowing of scope.	0.50
02/12/20	BT	Analysis and strategy re compliance with plaintiffs' subpoena and possible report on status to court and risks of potential additional disclosure should court disapprove settlement.	0.40
02/12/20	BT	Review and analyze email and letter from plaintiffs' counsel re scope of subpoena and need for documents prior to settlement.	0.50
02/12/20	BT	Confer with Alex Dick re strategy in subpoena compliance.	0.30
02/13/20	JST	Telephone conversation with plaintiffs' counsel re compliance with narrowed subpoena scope and reimbursement of costs and fees related to same and notes re same	0.80



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003263.0008  
Statement #03/11/20  
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## HOURS

02/13/20	BT	Follow up email to Alex Dick re nature of detail requested by plaintiffs' counsel to support reimbursement of our costs and expenses.	0.20
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02/13/20	BT	Email to client re status and re plaintiffs' most recent position.	0.30
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02/19/20	BT	Email with A. Dick of FXCM re revised estimate of time and cost of complying with plaintiffs' subpoena.	0.10
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02/25/20	JST	Emails with plaintiffs' counsel re follow-up meet and confer re status of compliance with plaintiffs' narrowed subpoena	0.10
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02/25/20	JST	Review of emails from client re status of data retrieval and timing of same in connection with complying with plaintiffs' narrowed subpoena	0.10
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02/26/20	JST	Review and analysis of email from client re time frame and costs of production in preparation for call with plaintiffs' counsel	0.20
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02/26/20	BT	Review and analyze Alex Dick email re estimated costs of complying with subpoena.	0.20
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02/28/20	JST	Telephone conversation with plaintiffs' counsel re time frame and cost for complying with subpoena	0.30
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02/28/20	JST	Preparation of declaration in support of production fees as requested by plaintiffs' counsel	1.40
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02/28/20	JST	Preparation of joint letter to be submitted to the Court requesting additional time to attempt to work out allocation of costs and fees	0.40
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02/28/20	JST	Prepare and finalize bills to be sent to plaintiffs' counsel for repayment of attorneys' fees and email to plaintiff's counsel re same	0.40
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Redacted

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Date 03/11/20  
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 Statement # 140273

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 HOURS

02/28/20	JST	Emails with plaintiffs' counsel re attorneys' fees and recoupment of same	0.20
02/28/20	BT	Analysis and strategy re status of compliance with subpoena, redacting of legal bills and communication with the court, and email with plaintiffs' counsel re same.	0.30

Total Services 16.90 \$5,145.00

Barry Temkin	4.60	x	450.00	=	2,070.00
Jodi S Tesser	12.30	x	250.00	=	3,075.00

TOTAL THIS INVOICE \$5,145.00

**MOUND COTTON WOLLAN & GREENGRASS**  
**ATTORNEYS AT LAW**  
**ONE NEW YORK PLAZA**  
**NEW YORK, NY 10004**  
**(212) 804-4200**  
**Fed. ID 13-5339441**

Page 1  
Date 04/16/20  
003263.0008 BT  
Statement # 141239

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005  
[adick@fxcm.com](mailto:adick@fxcm.com)

Re: Contant v. Bank of America

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FOR PROFESSIONAL SERVICES RENDERED in connection with the above-referenced matter from 03/01/20 through 03/31/20 as per attached billing memorandum.

FEE \$5,835.00

TOTAL FEE AND DISBURSEMENTS \$5,835.00

**TOTAL BALANCE DUE** **\$5,835.00**

**Wire transfer instructions:**

Bank: Citibank Private Bank - ABA# (for domestic wires): 021000089 - Swift Code (for international wires): CitiUS33  
Account Number: 4993903711 - Account Name: Mound Cotton Wollan & Greengrass Receivable Account

**Please reference our statement number and matter name with your remittance.**



**Mound, Cotton, Wollan & Greengrass LLP**  
**One New York Plaza, 44<sup>th</sup> Floor**  
**New York NY 10004**  
**Telephone-212/804-4200**  
**FEI#13-5339441**

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Date 04/16/20  
003263.0008 BT  
Statement # 141239

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005  
[adick@fxcm.com](mailto:adick@fxcm.com)

Re: Contant v. Bank of America

For Professional Services Rendered:

HOURS

03/01/20	JST	Preparation of invoices and prepare email to client re reimbursement of fees in connection with complying with subpoena	0.30
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Redacted

03/02/20	JST	E-mails with plaintiffs' counsel confirming only seeking transactional data for defendant banks only under narrowed scope of original subpoena	0.30
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03/02/20	BT	Review and analyze prior emails with client and with plaintiffs' counsel re case status and re IT department's capabilities at FXCM.	0.20
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03/02/20	BT	Email to client re proposed draft Milazzo declaration and draft joint letter to court.	0.30
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## HOURS

03/02/20	BT	Analysis and strategy re scope of production and whether it is restricted and limited to the defendants in the case.	0.20
03/02/20	BT	Draft/revise Evan Milazzo declaration and joint letter to court regarding costs and time involved in complying with plaintiffs' subpoena.	0.80
03/02/20	BT	Email with counsel for plaintiffs re subpoena scope	0.30
03/03/20	JST	Review of email from plaintiffs' counsel re settlement	0.10
03/03/20	JST	Review of email from A. Dick and attached exemplar to show plaintiffs' counsel in connection with the narrowed subpoena	0.20
03/03/20	BT	Analysis and strategy re preparations for backup plan re potential application to the court or letter to plaintiffs' counsel.	0.20
03/03/20	BT	Telephone client Alex Dick re compliance with subpoena and scope of compliance.	0.40
03/03/20	BT	Review and analyze sample data exemplar from client and analyze negotiating strategy.	0.30
03/03/20	BT	Draft/revise letter to court re case status and re plaintiffs reneging on their agreement to limit scope of production.	0.50
03/03/20	BT	Review and analyze prior correspondence, court order, Pacer Docket sheet and other file documents to ascertain extent of prior agreement on limiting scope of subpoena to the defendant banks.	0.80
Redacted			
03/03/20	BT	Write email to plaintiffs' counsel re our prior agreement limiting the production to the defendant banks.	0.60
03/04/20	JST	Telephone conversation with plaintiffs' counsel re narrowed scope of subpoena and whether transactional data of non-parties should be produced and attorneys' fees issue, and follow-up email re same	0.50

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Date 04/16/20  
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Statement # 141239

## HOURS

03/04/20	JST	Review and revise joint letter to Court in light of meet and confer today with plaintiffs' counsel re attorneys' fees issue	0.30
03/04/20	JST	Review of email from plaintiffs' counsel confirming that the exemplar provided is the data seeking under narrowed scope of subpoena	0.10
03/04/20	BT	Analysis and strategy re negotiating strategy with plaintiffs over their request for documents for all liquidity providers.	0.20
Redacted			
03/05/20	JST	Emails with plaintiffs' counsel confirming estimated time and costs associated with FXCM's production in response to narrowed scope of subpoena	0.20
03/05/20	BT	Revise joint letter seeking extension of time to meet and confer re subpoena, and transmit to counsel for plaintiffs with explanatory email. Further revise letter per request of counsel for defendants and arrange for filing.	0.90
03/05/20	BT	Email with counsel for plaintiffs re revisions to joint letter and re scope and pace of document production in case and re settlement with defendants.	0.40
03/06/20	JST	Review of edits to draft declaration re time and cost of producing documents in response to plaintiffs' narrowed subpoena	0.20
03/06/20	JST	Review of endorsed letter granting 30 day extension to report on resolving attorneys' fees issue	0.10
03/11/20	JST	Preparation of email to plaintiffs' counsel enclosing declaration and requesting call to discuss attorneys' fees issue	0.20
Redacted			
03/16/20	JST	Email with plaintiff's counsel re upcoming meet and confer regarding attorneys' fees	0.10



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Date  
003263.0008  
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## HOURS

03/17/20	JST	Emails with plaintiffs' counsel re meet and confer regarding attorneys fees	0.10
03/18/20	JST	Preparation for call with plaintiffs counsel re attorneys' fees issue, including review of invoices and determine total amount owed under bills	0.60
03/18/20	JST	Preparation of notes on the call with plaintiffs' counsel re attorneys' fees	0.20
03/18/20	JST	Telephone conversation with plaintiffs' counsel re attorneys' fees issues	0.80
03/18/20	BT	Analysis and strategy re plaintiffs' initial \$6,000 offer of	0.40
Redacted			
03/19/20	BT	Email client re legal expenses and negotiations with plaintiffs' counsel.	0.20
Redacted			
03/23/20	JST	Emails with plaintiffs' counsel re confirming timing for production and requesting he confirm payment in the amount of \$31,000 for production costs	0.10
03/24/20	JST	Emails with defendants' counsel re meet and confer	0.10
Redacted			
03/25/20	JST	Emails with plaintiffs' counsel re whether plaintiffs will be reimbursing FXCM the production costs and request for estimated end date for data collection	0.20
03/25/20	JST	Emails with client re end date for data collection in response to plaintiffs' narrowed subpoena	0.10
Redacted			

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Date  
003263.0008  
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## HOURS

Redacted

03/27/20	JST	Analysis re whether FXCM is entitled to attorneys' fees in connection with negotiating reimbursement of attorneys' fees	0.20
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Redacted

03/27/20	JST	Analysis and strategy re responding to plaintiffs' letter	0.30
03/27/20	BT	Analysis and strategy re recouping costs of responding to subpoena and re costs of preparing application for attorneys' fees.	0.20

03/27/20	BT	Explanatory email to client Alex Dick re plaintiffs' latest offer to pay our expenses and recommended strategy going forward.	0.30
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Redacted

03/30/20	JST	Preparation of (begin) of letter in response to plaintiffs' counsel re attorneys' fees	2.10
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Total Services	<u>17.10</u>	<u>\$5,835.00</u>
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Barry Temkin	7.80	x	450.00	=	3,510.00
Jodi S Tesser	9.30	x	250.00	=	2,325.00

TOTAL THIS INVOICE	<u>\$5,835.00</u>
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**MOUND COTTON WOLLAN & GREENGRASS LLP**  
**ATTORNEYS AT LAW**  
**ONE NEW YORK PLAZA**  
**NEW YORK, NY 10004**  
**(212) 804-4200**  
**Fed. ID 13-5339441**

Page 1  
Date 05/14/20  
003263.0008 BT  
Statement # 141875

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005  
[adick@fxcm.com](mailto:adick@fxcm.com)

Re: Contant v. Bank of America

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FOR PROFESSIONAL SERVICES RENDERED in connection with the above-referenced matter from 04/01/20 through 04/30/20 as per attached billing memorandum.

FEE	\$3,185.00
DISBURSEMENTS	\$5.82
TOTAL FEE AND DISBURSEMENTS	<u>\$3,190.82</u>

**Wire transfer instructions:**

Bank: Citibank Private Bank - ABA# (for domestic wires): 021000089 - Swift Code (for international wires): CitiUS33  
Account Number: 4993903711 - Account Name: Mound Cotton Wollan & Greengrass Receivable Account

**Please reference our statement number with your remittance.**



**Mound, Cotton, Wollan & Greengrass LLP**  
**One New York Plaza, 44<sup>th</sup> Floor**  
**New York NY 10004**  
**Telephone-212/804-4200**  
**FEI#13-5339441**

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Date 05/14/20  
003263.0008 BT  
Statement # 141875

Alex Dick  
Senior Associate Counsel  
Forex Capital Markets  
55 Water Street  
New York, NY 10005  
[adick@fxcm.com](mailto:adick@fxcm.com)

Re: Contant v. Bank of America

For Professional Services Rendered:

HOURS

Redacted

04/01/20	JST	Analysis re whether to request an additional extension from court in connection with reporting resolution of attorneys' fees issue	0.20
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Redacted

04/03/20	JST	Preparation of letter to be filed with the court re status of negotiations re issue of attorneys' fees	0.40
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Redacted

04/06/20	JST	Review of changes to draft joint letter from plaintiffs' counsel (3 versions with red-lined changes) and additional revisions to plaintiffs' proposed revisions regarding compliance with subpoenas and issue of reimbursement of attorneys' fees	0.80
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Date 05/14/20  
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Statement # 141875

## HOURS

04/06/20	JST	Review and revise joint letter to court re status of compliance with non-party subpoenas	0.10
04/06/20	JST	Emails with all counsel re draft letter for review and comment to be filed with court re status of FXCM's compliance with subpoenas and issues re attorney's fees (multiple draft red-lined versions circulating)	0.30
04/06/20	BT	Review and revise plaintiffs' revisions to our draft joint letter to the court regarding status of compliance with non-party subpoena to FXCM.	0.40
04/06/20	BT	Draft/edit letter to court reporting on status of compliance with subpoena and requesting further extension of time to comply.	0.30
04/07/20	JST	Review of case law previously cited by parties in motions to compel in order to determine amount of attorneys' fees awarded in connection with negotiations with plaintiffs' counsel re issue of reimbursing attorneys' fees	0.70
04/07/20	JST	Review of endorsed letter granting 30 day extension	0.10
04/07/20	BT	Review magistrate judge's order granting 30 day extension of time to meet and confer and transmit same to client with explanatory email.	0.20
04/08/20	JST	Telephone conversation with client re strategy concerning reimbursement of attorneys' fees and status of document production in response to narrowed scope of subpoena	0.50
04/08/20	BT	Telephone conference call with Alex Dick to discuss strategy in recouping our attorneys' fees from plaintiffs.	N/C
04/09/20	JST	Emails with plaintiffs' counsel re call to continue meet and confer concerning reimbursement of attorneys' fees	0.10
Redacted			
04/13/20	JST	E-mails with plaintiffs' counsel re additional meet and confer concerning reimbursement of attorneys' fees	0.20

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Date  
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Statement #

05/14/20  
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## HOURS

04/14/20	JST	Review and analysis of email from client and attached time sheets in connection with compliance with Plaintiffs' subpoena	0.20
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Redacted

04/15/20	JST	Emails with Plaintiffs' counsel re meet and confer re reimbursement of attorneys' fees	0.20
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Redacted

Redacted

04/16/20	JST	Telephone conversation with plaintiffs' counsel re meet and confer concerning reimbursement of attorneys' fees	0.40
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Redacted

Redacted

04/27/20	JST	Analysis re whether to continue with meet and confers re settlement of attorneys' fees issue or prepare letter to court to determine proper settlement	0.20
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Redacted

Redacted

04/27/20	JST	Email to plaintiffs' counsel re meet and confer to continue discussions re settlement concerning attorneys' fees	0.10
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Redacted



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Date 05/14/20  
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## HOURS

04/28/20	JST	Analysis re handling of continued negotiations with plaintiffs' counsel re attorneys' fees	0.30
04/28/20	JST	E-mail to Alex Dick re call to discuss status of meet and confers with plaintiffs' counsel re reimbursement of attorneys' fees	0.10

04/28/20	BT	Draft outline of categories of compensable attorneys' fees.	0.30
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04/28/20	BT	Analysis and strategy re seeking reimbursement of attorneys' fees from plaintiffs' counsel.	0.20
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04/29/20	JST	Review of outline of letter to Court prepared by BRT in preparation for drafting same	0.20
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Redacted

04/29/20	JST	Review and analysis of invoices from December through present and analysis of those line items that are compensable pursuant to the case law in preparation for drafting letter to court re reimbursement of attorneys' fees	0.70
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04/30/20	JST	Telephone conversation with Alex Dick re strategy in connection with continued negotiations with plaintiffs' counsel re reimbursement of attorneys' fees	0.80
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04/30/20	BT	Confer with Alex Dick to discuss strategy in recouping attorneys' fees and costs from plaintiffs in responding to subpoena.	0.80
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04/30/20	BT	Email to Alex Dick summarizing our strategy.	0.10
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Total Services 10.90 \$3,185.00

Barry Temkin	2.30	x	450.00	=	1,035.00
Jodi S Tesser	8.60	x	250.00	=	2,150.00

Conference Calls

5.82

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Date 05/14/20

003263.0008 BT

Statement # 141875

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Total Expenses \$5.82

TOTAL THIS INVOICE \$3,190.82